

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

7865 INDUSTRIAL DRIVE, LLC, an Illinois
limited liability company,

Plaintiff,

V.

THE VILLAGE OF FOREST PARK, an Illinois municipality, and ANTHONY CALDERONE, an Illinois citizen, in his official capacity as Mayor of the Village of Forest Park.

)
)
)
)
)
)
)
)
)
)

Case No. 08-1147

Honorable Judge E. Bucklo

NOTICE OF CONSTITUTIONAL QUESTION

Plaintiff, 7865 INDUSTRIAL DRIVE, LLC, pursuant to Federal Rule of Civil Procedure 5.1(a),
gives notice as follows:

1. On June 27, 2008, Plaintiff filed its Second Amended Complaint in the above-captioned action.
2. This Second Amended Complaint draws into question the constitutionality of Section 11-5-1.5 of the Illinois Municipal Code, 65 ILCS 5/11-5-1.5.
3. Specifically, the Second Amended Complaint questions whether the Municipal Code's location restriction on adult use businesses violates Plaintiff's rights under the First and Fourteenth Amendments of the United States Constitution.

Respectfully submitted,

7865 INDUSTRIAL DRIVE, LLC

By: s/Stan Sneeringer
One of its Attorneys

Lawrence W. Byrne
Stan C. Sneeringer
PEDERSEN & HOUP
161 North Clark Street
Suite 3100
Chicago, Illinois 60601-3242
(312) 641-6888

CERTIFICATE OF SERVICE

I, Stan C. Sneeringer, an attorney, state that I caused a copy of the foregoing **NOTICE OF CONSTITUTIONAL QUESTION** to be served upon the following counsel of record:

SERVICE LIST

Elisha S. Rosenblum
O'Halloran Kosoff Geitner & Cook, LLC
650 Dundee Road, Suite 475
Northbrook, IL 60062

Via electronic filing on June 27, 2008.

Lisa Madigan
Illinois Attorney General's Office
100 West Randolph St., 12th floor
Chicago, IL 60601

*Via Certified Mail, Return Receipt
Requested on June 27, 2008*

s/Stan Sneeringer